

**LAS VIRGENES – TRIUNFO
JOINT POWERS AUTHORITY
MINUTES
REGULAR MEETING**

5:00 PM

September 6, 2016

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the Flag was led by Wayne Lemieux.

1. CALL TO ORDER AND ROLL CALL

The meeting was called to order at **5:00 p.m.** by Chair Glen Peterson in the Conference Room at Oak Park Library, 899 N. Kanan Road in Oak Park, California. Josie Guzman, Clerk of the Board, conducted the roll call.

Present: Director(s): Caspary, Lewitt, McReynolds, Orkney, Paule, Peterson, Polan, Renger, and Wall.

Absent: Director(s): Director Iceland (arrived at 5:07 p.m.)

2. APPROVAL OF AGENDA

Director Paule moved to approve the agenda as presented. Motion seconded by Director Wall. Motion carried by the following vote:

AYES: Caspary, Lewitt, McReynolds, Orkney, Paule, Peterson, Polan, Renger, Wall

NOES: None

ABSENT: Iceland

3. PUBLIC COMMENTS

None

4. CONSENT CALENDAR

A Minutes: Regular Meeting of August 1, 2016 and Special Meeting of August 4, 2016

Director Caspary moved to approve the Consent Calendar as presented. Motion seconded by Director Orkney. Motion carried by the following vote:

AYES: Caspary, Lewitt, McReynolds, Orkney, Paule, Peterson, Polan, Renger, Wall
NOES: None
ABSENT: Iceland

5. **ACTION ITEMS**

A Centrate Equalization Tank Project: Construction Award

Award a construction contract to Zusser Company, Inc., in the amount of \$1,455,604; reject all remaining bids upon receipt of duly executed contract documents; and accept the proposal from Kennedy/Jenks Consultants for construction management and inspection services and authorize the Administering Agent/General Manager to execute a professional services agreement, in the amount of \$116,740, for the Centrate Equalization Tank Project.

Administering Agent/General Manager David Pedersen presented the report.

Director Renger moved to approve Item 6A. Motion seconded by Director Wall.

Administering Agent/General Manager David Pedersen responded to questions related to prior work performed by the contractor for the JPA, and the purpose of having an engineering firm provide construction management and inspection services.

Director Iceland arrived at 5:07 p.m.

Motion carried unanimously.

B Tapia Primary Clarifier Nos. 2 and 3 Rehabilitation Project: CEQA Determination and Construction Award

Find that the work is categorically exempt from the California Environmental Quality Act; waive a minor bid irregularity; approve an additional appropriation, in the amount of \$299,560; and award a construction contract to Spiess Construction Company, Inc., in the amount of \$763,160, for the Tapia Water Reclamation Facility Primary Clarifier Nos. 2 and 3 Rehabilitation Project.

Administering Agent/General Manager David Pedersen presented the report.

Director Orkney moved to approve Item 6B. Motion seconded by Director Caspary.

Director of Facilities and Operations David Lippman responded to questions related to the repair and rehabilitation of the clarifiers. He also responded to concerns regarding Spiess Construction's unit pricing for Item 7, which came in quite a bit higher than the other bids, by stating that staff would negotiate with the contractor on the unit pricing, or propose time and materials, for any additional work beyond the original scope.

Motion carried unanimously.

C Recycled Water Seasonal Storage: Basis of Design Report and Next Steps

Receive and file the Recycled Water Seasonal Storage Basis of Design Report and authorize the issuance of requests for proposals for the preliminary design and environmental review of a proposed potable reuse demonstration project, technical studies to verify compliance with draft surface water augmentation regulations, and a preliminary environmental assessment for the proposed full-scale project.

Administering Agent/General Manager David Pedersen presented the report, and Director of Facilities and Operations David Lippman reviewed the six steps for implementation of Scenario No. 4.

Director McReynolds moved to approve Item 6C. Motion seconded by Director Wall.

A discussion ensued regarding the installation of a demonstration project at Building No. 1 and the possibility of leasing the equipment from others.

Director Orkney expressed concern with how much of the product water from the advanced water treatment facility (AWT) would be provided to Triunfo Sanitation District and who would be responsible for the potable supplement. Administering Agent/General Manager David Pedersen suggested creating a seventh step consisting of a discussion on institutional issues. He stated that staff would bring back an initial list of institutional issues at the next meeting for the Board to consider as policy discussions progress.

Director Orkney also expressed concern with the potential AWT facility site on Lindero Canyon on the Ventura County border because the property may have a deed restriction and could be subject to Save Open Space and Agricultural Resources (SOAR) designation.

Chair Peterson referred to the recommendation for a visit to Washington D.C. the week of February 20, 2017, and requested that staff ensure that Congress will be in session at that time.

A discussion ensued regarding outreach efforts; not moving forward with subleasing the space in Building No. 1 to accommodate the demonstration project and offsetting the amount projected for subleasing in the budget; concerns with how new technologies could affect the demonstration project; creating a video of the presentations made to other agencies and the community as part of public outreach efforts; and discussing options for treating groundwater with AWT during the summer season.

Motion carried unanimously.

6. BOARD COMMENTS

Director Polan reported that he attended the California Association of Sanitation Agencies (CASA) Annual Conference in Monterey where he had the opportunity to tour the Pure Water Monterey Program.

7. ADMINISTERING AGENT/GENERAL MANAGER REPORT

Administering Agent/General Manager David Pedersen reported that the Regional Water Quality Control Board for the Los Angeles Region (Regional Board) released the Draft Implementation Plan for the 2003 Nutrient TMDL and 2013 Benthic Macroinvertebrate TMDL. He noted that staff was reviewing the documents and would provide a report to the Board. He also reported that a meeting would be held on September 20th with the Regional Board to discuss an Administrative Civil Liability Complaint related to the May 28, 2015 overflow of the secondaries at Tapia. He also reported that he and Director of Facilities and Operations David Lippman met with Bruce Reznick, Executive Director of the Los Angeles Waterkeeper, and his staff to discuss Scenario No. 4. He stated that the Los Angeles Waterkeeper staff provided positive feedback and expressed an interest in reviewing the environmental document once it is available.

8. FUTURE AGENDA ITEMS

None.

9. PUBLIC COMMENTS

None.

10. CLOSED SESSION

A Conference with District Counsel – Existing Litigation (Government Code Section 54956.9(a)):


1. Las Virgenes - Triunfo Joint Powers Authority v. United States Environmental Protection Agency and Heal the Bay, Inc. v. Lisa P. Jackson (TMDL cases)
2. Las Virgenes – Triunfo Joint Powers Authority v. United States Environmental protection Agency (FOIA case)

The Board recessed to Closed Session at 6:06 p.m. and reconvened to Open Session at 6:30 p.m.

Agency Counsel Wayne Lemieux announced that during the Closed Session the Board received a progress report and discussed the litigation. No action was taken.


11. **ADJOURNMENT**

Seeing no further business to come before the Board, the meeting was duly adjourned at 6:30 p.m.



Glen Peterson, Chair

ATTEST:



Michael Paule, Vice Chair